REMARKS/ARGUMENTS

Claim 2 has been combined into claim 1, and claim 2 has been canceled. Other changes have been made to the claims for clarification.

In claim 1 and in other claims, "part" has been replaced with "member" to make the structure clearer to understand.

That a first part of the container engaging section has a generally U-shaped profile is seen in Figs. 1 and 2 and a paragraph of the specification has been modified to indicate that the elements therein described define that generally U-shaped profile, again as seen in the drawings.

Claim 5 has been amended to provide more detail as to prohibiting lateral movement by the lateral elements at 1, 3, 5 and between 6 and 7 which, as seen in Fig. 2, inhibits lateral movement of the brush.

Claim 2 has been combined into claim 1. It is noted that claim 2 had been objected to as dependent upon a rejected base claim but might be allowable if rewritten in independent form. That has been done.

Claim 5 was rejected under 35 U.S.C. § 112 as being indefinite. The handle has been modified to be described as an element of the container, which is a work piece with which the paint brush holder cooperates.

Claims 1 and 3-5 have been rejected under 35 U.S.C. § 103. With the amendment of claim 1 to include therein claim 2, making claim 1 equivalent to original claim 2 in that respect, the rejection of original claim 1 and claims 3-5 dependent upon claim 1 has been rendered moot.

Accordingly, allowance of claims 1 and 3-5 is requested.

THIS CORRESPONDENCE IS BEING SUBMITTED ELECTRONICALLY THROUGH THE PATENT AND TRADEMARK OFFICE EFS FILING SYSTEM ON NOVEMBER 20, 2008

RCF:ksb

Respectfully submitted,

Robert C. Faber

Registration No.:

OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700